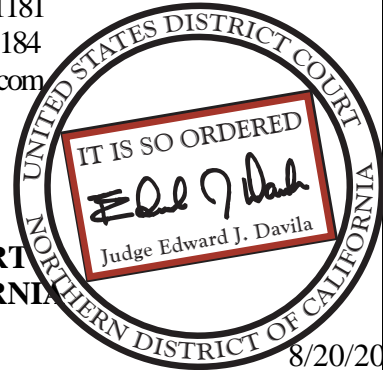


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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**



8/20/2013

DARIAN ADEL, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

INTUITIVE SURGICAL, INC., LONNIE M.
SMITH, GARY S. GUTHART, SALVATORE J.
BROGNA, AUGUSTO V. CASTELLO,
JEROME J. McNAMARA, MARK J.
MELTZER, MARSHALL L. MOHR, COLIN
MORALES and DAVID J. ROSA,

Defendants.

Case No. 13-cv-2365-EJD

CLASS ACTION

**PLAINTIFF'S NOTICE OF
VOLUNTARY DISMISSAL
WITHOUT PREJUDICE**

1 **NOTICE IS HEREBY GIVEN** that, pursuant to Federal Rule of Civil Procedure
2 41(a)(1)(A), Plaintiff Darian Adel (“Plaintiff”) hereby voluntarily dismisses his action, *Adel v.*
3 *Intuitive Surgical Inc., et al.*, 13-CV-2365-EJD, brought before the Northern District Court of
4 California, without prejudice, as to all defendants. As grounds thereof, Plaintiff states that no
5 defendant has filed an answer or a motion to dismiss to Plaintiff’s action.

6 The clerk shall close this file.

7 Dated: August 16, 2013

Respectfully submitted,

8 **GLANCY BINKOW & GOLDBERG LLP**

9 By: s/ Lionel Z. Glancy

10 Lionel Z. Glancy

11 Michael Goldberg

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Attorneys for Darian Adel

**PROOF OF SERVICE VIA ELECTRONIC POSTING PURSUANT TO NORTHERN
DISTRICT OF CALIFORNIA LOCAL RULES AND LOCAL CIVIL RULE 5-1**

I, the undersigned, say:

I am a citizen of the United States and am employed in the office of a member of the Bar of this Court. I am over the age of 18 and not a party to the within action. My business address is 1925 Century Park East, Suite 2100, Los Angeles, California 90067.

On August 16, 2013, I caused to be served the following document:

PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

By posting the document to the ECF Website of the United States District Court for the Northern District of California, for receipt electronically by the parties as reflected on the attached Court's Service List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on August 16, 2013, at Los Angeles, California.

s/ Lionel Z. Glancy
Lionel Z. Glancy

Mailing Information for a Case 5:13-cv-02365-EJD

Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

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Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

- (No manual recipients)